IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2936 OF 2001
IN
SUIT NO.559 OF 1981

Mulchand Atmaram Rochiramani
and others Plaintiffs

versus

Hariram C. Punjabi and others Defendants

Mr.Vilas Mali i/by Bhaskar & Co. for plaintiffs

None for defendants.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 10th June 2005

PC :

1. An order passed on 9th August 2001 dismissing the suit is sought to be set aside by this notice of motion. Notice of motion is taken out in December 2001 and learned counsel for the plaintiffs seeks time because notice of motion is not served. In my view, notice of motion having not been served for more than 3 and half years, no useful purpose will be served by keeping it pending. This notice of motion is, therefore, disposed off with liberty to the plaintiffs to take out fresh notice of motion.

(S.C.DHARMADHIKARI, J.)